

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

DAVID S. YARNALL,	)	
	)	
Plaintiff,	)	
	)	CONSOLIDATED
vs.	)	Civ. No. 05-527-SLR
	)	Civ. No. 06-501-SLR
CORPORAL ANTHONY MENDEZ,	)	Civ. No. 06-520-SLR
DELAWARE STATE POLICE TROOP 7,	)	
PTLM LOWE and PFC BUCHERT,	)	
MILLSBORO POLICE DEPARTMENT,	)	
	)	
Defendants.	)	

**STATE DEFENDANTS' RESPONSE TO PLAINTIFF'S  
THIRD DOCUMENT PRODUCTION REQUEST**

Pursuant to Rule 34(b) of the Federal Rules of Civil Procedure, the Department of Justice, on behalf of defendants Corporal Anthony Mendez and Delaware State Police (together, "the State Defendants"), responds to plaintiff's third document production request. The numbered paragraphs in this response correspond to the numbered paragraphs in that request.

1. On April 4, 2007, the State Defendants produced the sections of the Delaware State Police Divisional Manual regarding use of force. The State Defendants object to the production of the entire Divisional Manual as irrelevant, overbroad, and burdensome.

2. On April 4, 2007, the State Defendants produced the sections of the Delaware State Police Rules and Regulations regarding use of force. The State Defendants object to the production of the entire Rules and Regulations as irrelevant, overbroad, and burdensome.

Respectfully submitted,

/s/ W. Michael Tupman, Esquire  
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Delaware Department of Justice  
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Attorney for Corporal Anthony Mendez  
and Delaware State Police

Dated: April 4, 2007